

IN THE MICHIGAN COURT OF APPEALS

ORDER

AMENDED

Re: **Kristina Mathis v Controlled Temperature Inc**
Docket No. **274774**
L.C. No. **2005-0648478-CZ**

William C. Whitbeck, Chief Judge, acting under MCR 7.203(F)(1) and 7.216(A)(10),
orders:

The claim of appeal from the September 27, 2006 order granting summary disposition in defendants' favor and the November 1, 2006 order awarding attorney fees and costs as case evaluation sanctions is **DISMISSED** for lack of jurisdiction since the amount of damages owed on the counter-claim had not been reduced to a judgment before appellant claimed her appeal. MCR 2.604(A), 7.202(6)(a)(i), and 7.203(A)(1). A final order may only be found after the circuit court issues an order or a series of orders that establish liability and provide a remedy for the situation. See, e.g., *Children's Hosp v Auto Club Ins Ass'n*, 450 Mich 670, 677; 545 NW2d 592 (1996) (the order appealed was not final since the amount of damages owed had not been reduced to a written order). If appellant wants to challenge these interlocutory orders before the entry of the final order, she must file a delayed application for leave to appeal. MCR 7.203(B)(1) and 7.205(F)(1).



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

JAN 11 2007

Date

Sandra Schultz Mengel
Chief Clerk